

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 18, 2010**

The court convened at 9:30 a.m., in the courtroom located at 601 W. Santa Ana Blvd., Santa Ana, CA 92701. The panel members are O’Leary, Acting P. J., Aronson, J., and Fybel, J. Toni Cajigal deputy clerk attending.

G041624 DENNIS WALSH et al.  
v.  
KUMAR YAMANI

Merits. Cause called. Steven Renick argued for appellant. Ronald E. Darling argued for respondents. Cause submitted.

G042801 JOHN MUMM  
v.  
HANH MY PHAN

Merits. Cause called. Appellant Hanh My Phan argued inpropria persona. No appearance by respondent. Cause submitted.

G041272 KENNETH CUMMINS  
v.  
SAN DIEGO FIANANCIAL SERVICES, INC.

Merits. Cause called. Vekeno Kennedy argued for appellant. Howard M. Bidna argued for respondent. Cause submitted.

G042594 DAVE MUNN et al.  
v.  
EASTWOOD INSURANCE SERVICES, INC.

Merits. Cause called. Arthur D. Levy argued for appellant. Milford W. Dahl argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 18, 2010 (cont'd)**

Court reconvened at 1:30 p.m., in the courtroom located at 601 West Santa Ana Boulevard, Santa Ana, CA 92701. Panel members O'Leary, Acting P. J., Moore, J., and Ikola, J. Toni Cajigal deputy clerk attending.

G043032     THE PEOPLE  
              v.  
              JESSICA REYES

Merits. Cause called. Anna M. Chinowth, Deputy District Attorney. James R. Bostwick argued for respondent. Cause submitted.

G042470     NAHEED AZIZ  
              v.  
              ANNE MASON-ARNOLD

Merits. Cause called. Zulu Ali argued for appellant. Charles T. Spagnola argued for respondent. Cause submitted.

G042381     THE PEOPLE  
              v.  
              SHARON BROWN

Merits. Cause called. Susan L. Ferguson argued for appellant. Jason Argos, certified law student argued for respondent and Marissa Bejarano designated as the supervising Deputy Attorney General. Cause submitted.

G042452     THE PEOPLE  
              v.  
              KRISTINA LEWIS

Merits. Cause called. Correen Ferrentino argued for appellant. Megan Bailie certified law student argued for respondent, and Marissa Bejarano designated as the supervising Deputy Attorney General. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 18, 2010 (cont'd)**

G043126     DAVID DOWNS et al.  
              v.  
              MARILYN LARSEN

Merits. Cause called. Michael S. Geller argued for appellants. Jonathan H. Goldstein argued for respondent. Cause submitted.

G042671     THE PEOPLE  
              v.  
              KENNEY PHAN

Merits. Cause called. Mark S. Devore argued for appellant. No appearance by respondent. Cause submitted.

G043109     PARKS LEGAL DEFENSE FUND et al.  
              v.  
              CITY HUNTINGTON BEACH et al.

Merits. Cause called. Alison M. Turner argued for appellants. Mark C. Allen argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 18, 2010 (cont'd)**

G040486     RUTH E. ABERS et al.,                      Certified for publication  
                 v.  
                 CHRISTINE M.  
                 ROUNSAVELL et al.,

Opinion filed. The judgment and postjudgment order is reversed with directions.

RYLAARSDAM, ACTING P. J.

We concur: MOORE, J.  
                 ARONSON, J.

G041617     AUDREY A. ROGERS  
                 v.  
                 RANDOLPH ROGERS

Order filed. The above entitled cause is ordered submitted this date, and appellant's request for judicial notice filed on October 1, 2010, will be decided in conjunction with the decision on appeal.

O'LEARY, ACTING P. J.

G043014     THE PEOPLE  
                 v.  
                 ISRAEL A. OLARTE

Order filed. The above entitled cause id ordered submitted this date.

O'LEARY, ACTING P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 18, 2010 (cont'd)**

G043273     THE PEOPLE  
              v.  
              DOUGLAS MACKENZIE

Order filed. The above entitled cause is ordered submitted this date.

O'LEARY, ACTING P. J.

G043325     ORANGE COUNTY SOCIAL  
              SERVICES AGENCY  
              v.  
              ALBERT Z.,

Order filed. Pursuant to rule 8.256(e)(1) of the California Rules of Court, submission of the above matter is hereby vacated to allow supplemental briefing by parties. The matter will be resubmitted on November 9, 2010.

O'LEARY, ACTING P. J.

G044060     IN RE JULIE ANN  
              SHANHOLTZER

Not for publication

Opinion filed. The petition for a writ of habeas corpus to file a late notice of appeal is granted.

BY THE COURT

\*Before BEDSWORTH, ACTING P. J., FYBEL, J., and IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 19, 2010**

G039785      THE PEOPLE      Not for publication  
v.  
SUNYHE CHOI

Opinion filed. The judgment reversed and the case remanded for retrial.

SILLS, P. J.

Concur and Dissenting: MOORE, J.  
Dissenting: FYBEL, J.

G043009      JUAN HONG      Not for publication  
v.  
REGENTS OF THE  
UNIVERSITY OF  
CALIFORNIA

Opinion filed. The order is reversed.

RYLAARSDAM, ACTING P. J.

We concur: MOORE, J.  
ARONSON, J.

G043707      THE PEOPLE      Not for publication  
v.  
JOHN D. WARD

Opinion filed. The judgment is affirmed.

MOORE, ACTING P. J.

We concur: ARONSON, J.  
FYBEL, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 19, 2010 (cont'd).**

Court reconvened at 1:30 p.m., in the courtroom located at 601 West Santa Ana Boulevard, Santa Ana, CA 92701. Panel members Moore, Acting P. J., Fybel, J., and Ikola, J. Toni Cajigal deputy clerk attending.

G042361     THE PEOPLE  
              v.  
              ORVILLE D. OAKS

Merits. Cause called. Anna Chinowth, Deputy District Attorney argued for appellant. James R. Bostwick argued for respondent. Cause submitted.

G040716     THE PEOPLE  
              v.  
              COLE WILKINS

Merits. Cause called. Sharon M. Jones argued for appellant. Susan Miller, Deputy Attorney General argued for respondent. Cause submitted.

G042208     THE PEOPLE  
              v.  
              CONRAD RIVERA

Merits. Cause called. Melissa Hill argued for appellant. Andrew Mestman, Deputy Attorney General argued for respondent. Cause submitted.

G042655     THE PEOPLE  
              v.  
              S.M.

Merits. Cause called. John F. Bovee argued for appellant. Leah Nguyen certified law student argued for respondent, Scott Taylor designated as the supervising Deputy Attorney General. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 19, 2010 (cont'd)**

G042747      OSSEOUS TECHNOLOGIES OF AMERICA, INC.  
                 v.  
                 DISCOVERYORTHO

Merits. Cause called. James S. Azadian argued for appellant. Sandra P. Llaneta argued for respondent. Cause submitted.

Court declared a recess.



**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 20, 2010**

Court convened at 1:30 p.m., in the courtroom located at 601 West Santa Ana Boulevard, Santa Ana, CA 92701. Panel members Aronson, Acting P. J., Fybel, J., and Ikola, J. Bonnie LeSage deputy clerk attending.

G043040      FARMERS & MERCHANTS BANK OF LONG BEACH  
                 v.  
                 M. MINAIE et al.

Merits. Cause called. Amir M. Kahana argued for appellants. Michael Leight argued for respondent. Cause submitted.

G041956      JAMES SHEPPARD  
                 v.  
                 NORTH O.C. REGIONAL OCCUPATIONAL

Merits. Cause called. David J. Duchrow argued for appellant. Nate Kowalski argued for respondent. Cause submitted.

G042907      ELIZABETH BOYD  
                 v.  
                 CAROL BOYD

Merits. Cause called. Terry M. Gibbs argued for appellant. James E. Foden argued for respondent. Cause submitted.

G042498      MD7, LLC  
&                   v.  
G042755      SEIDNER et al.

Merits. Cause called. Jennifer J. Hasso-Najm argued for appellant. James C. Caviola, Jr., argued for respondents. Cause submitted.

G041225      THE PEOPLE  
                 v.  
                 SIFUENTES et al.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 20, 2010 (cont'd)**

G041225     THE PEOPLE  
              v.  
              SIFUENTES et al.

Merits. Cause called. Patrick M. Ford argued for appellant Reno Phillip Sifuentes. Richard Fitzer argued for appellant Juan Lopez. Gary Brozio, Deputy Attorney General, argued for respondent. Cause submitted.

G040569     POWERS et al.  
              v.  
              SCAROLA

Merits. Cause called. Kathleen M.K. Carter argued for appellant. Robert Cooper argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 20, 2010 (cont'd)**

G041379     AKIL AFFAN, et al.,  
                 v.  
                 PORTOFINO COVE  
                 HOMEOWNERS  
                 ASSOCIATION

HUNTINGTON WEST  
PROPERTIES, INC.,

Order filed. Pursuant to California Rules of Court, rule 8.256(e)(1), submission of the above entitled matter is hereby vacated and the cause is resubmitted for a period of 30 days. The issues raised required additional time study the circulating opinion. ( Cal. Rules of Court, rule 8.256(e)(1).)

ARONSON, ACTING P. J.

We concur: FYBEL, J.

G043114     THE PEOPLE  
                 v.  
                 JOSHUA KIM.

Order filed. The parties having waived oral argument, the above entitled cause is hereby ordered submitted this date.

MOORE, ACTING P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 21, 2010**

Court convened at 1:30 p.m., in the courtroom located at 601 West Santa Ana Boulevard, Santa Ana, CA 92701. Panel members Aronson, Acting P. J., Fybel, J., and Ikola, J. Shahira Naqshbandy deputy clerk attending.

G041949     CARRIE REESE ET AL.  
              v.  
              REBECCA R. LACOSTE

Merits. Cause called. Richard J. Radcliffe argued for appellants. Steven H. Gentry argued for respondents. Cause submitted.

G043272     MOHAMMAD ENTEZAMPOUR  
              v.  
              NORTH ORANGE COUNTY COMMUNITY COLLEGE

Merits. Cause called. Donna Bader argued for appellant. Gregory A. Wille argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 21, 2010(cont'd)**

G042010      THE PEOPLE      Certified for publication  
                 v.  
                 ALFREDO TORRES  
                 TORRES

Order filed. Order modifying opinion and denying petition for rehearing; with no change in judgment.

IKOLA, J.

We concur: SILLS, P. J.  
                 ARONSON, J.

G042816      HYDUKE'S VALLEY      Certified for publication  
                 MOTORS  
                 v.  
                 LOBEL FINANCIAL  
                 CORPORATION, et al.,

Order filed. Order granting request for publication of opinion.

O'LEARY, J.

We concur: FYBEL, J.  
                 IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 21, 2010(cont'd)**

G043664      ORANGE COUNTY SOCIAL  
SERVICES AGENCY  
v.  
C.C. et al.,

Order filed. All parties having waived oral argument, the above entitled matter will be submitted on December 1, 2010.

MOORE, ACTING P. J.

G043680      THE PEOPLE  
v.  
J.N.

Order filed. The above entitled cause is ordered submitted this date.

MOORE, ACTING P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
October 22, 2010**

G043757      ORANGE COUNTY SOCIAL SERVICES AGENCY  
                 v.  
                 J.V.

Order filed. The above entitled cause is ordered submitted this date.

ARONSON, J.